

COURTESY COPY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
J.D. SALINGER, individually, and as
TRUSTEE OF THE J.D. SALINGER
LITERARY TRUST,

Plaintiff,

-against-

FREDRIK COLTING, writing under the name
JOHN DAVID CALIFORNIA; WINDUPBIRD
PUBLISHING LTD.; NICOTEXT A.B.; and
ABP, INC. d/b/a SCB DISTRIBUTORS, INC.,

Defendants.
-----X

09 Civ. 05095 (DAB)

STIPULATION AND ORDER

WHEREAS, plaintiff The J.D. Salinger Literary Trust ("Plaintiff") filed a motion for a preliminary injunction seeking to prevent Fredrik Colting, writing under the name John David California, Windupbird Publishing Ltd., Nicotext A.B., and ABP, Inc. d/b/a SCB Distributors, Inc. (collectively, "Defendants") from manufacturing, publishing, distributing, shipping, advertising, promoting, selling or otherwise disseminating the book *60 Years Later: Coming Through the Rye*, written by defendant Colting, in the United States;

WHEREAS, Defendants opposed that motion;

WHEREAS, this Court, on July 1, 2009, entered a preliminary injunction granting the relief requested by Plaintiff (the "Preliminary Injunction");

WHEREAS, Defendants timely appealed the Court's July 1, 2009 order;

WHEREAS, on April 30, 2010, the United States Court of Appeals for the Second Circuit vacated the Preliminary Injunction, effective ten (10) days after the Second Circuit's issuance of a mandate in this matter; and

WHEREAS, on June 17, 2010, the Second Circuit issued its mandate;

NOW, THEREFORE, it is hereby stipulated and agreed, by and among the parties hereto, that the Preliminary Injunction be continued through and including August 2, 2010.

Dated: New York, New York
June 17, 2010

DAVIS WRIGHT TREMAINE LLP

By: Marcia B. Paul
Marcia B. Paul (MBP 8427)
Kevan D. Choset (KC 7319)

1633 Broadway
New York, New York 10019
(212) 489-8230

Attorneys for Plaintiff

FRANKFURT KURNIT KLEIN & SELZ, PC

By: Edward H. Rosenthal
Edward H. Rosenthal (EHR 8022)

488 Madison Avenue
New York, New York 10022
(212) 980-0120

Attorneys for Defendants

SO ORDERED

Deborah A. Batts
Hon. Deborah A. Batts
U.S.D.J. 6/18/10